

Delta Plan Contract

Requested Action: Provide update on execution of Interagency Funding Agreement and Assignment of Master Delta Plan Contract to DSC. Review and ratify twelve (12) Task Orders. All task orders are pursuant to previously adopted DSC budget.

Summary

In previous Council action, staff was directed to expedite the transfer of administration of our consultant team contract from the Department of Water Resources (DWR) to the DSC, and also transfer associated funding to the Delta Stewardship Council (Council). The state budget was required to complete the transfer and did not occur until October. Approval from the Department of General Services (DGS) was required, and received on November 30, 2010. These agreements serve as the basis for the Council to execute and fund task orders and auxiliary contracts to complete work on the Delta Plan, pursuant to the previously-adopted Council budget.

Background

The Council was established by SBX7 1 on February 3, 2010. Pursuant to that legislation, the Council is required to develop, adopt, and commence implementation of a comprehensive long-term management plan for the Delta, referred to as the Delta Plan, on or before January 1, 2012. Preparation of the Delta Plan is a major planning effort that requires the services of a Contractor(s) and work needed to begin as soon as the Council became effective.

In February 2010, \$16 million was earmarked for the Delta Plan, with funds held by DWR. DWR served as the administrative liaison for contracted work that was directed by the Council.

In January 2010 (prior to creation of the Council), DWR initiated the contracting process, issued a request for qualifications, and with the active participation of DSC staff, recommended a contractor for consideration by the Council. The Council approved the contract with CH2M HILL on April 22, 2010. The overall contract was approved with an upper contract amount of \$9.5 million and provisions to prepare individual task orders to accomplish the work. At that point, the amount of funding available to DWR in the Fiscal Year 2009-10 budget was only \$2 million.

The Council contributed an additional \$800,000 as bridge funding to enable work to continue on the Delta Plan until the FY 10/11 state budget was adopted. Therefore, the total value of the initial task orders was limited to \$2.8 million to provide consulting services through November 2010.

At this time, efforts included in the initial task orders have been completed or are nearly complete, the capacity under those task orders is nearly exhausted, and portions of the consulting team are not currently working on Delta Plan preparation due to lack of approved task orders for the next tasks. Delays in adopting the 2010-2011 state budget also delayed the transfer of additional funds to the Council.

On November 30, 2010, DWR transferred the remaining funds for preparation of the Delta Plan (\$14 million) and assigned the Delta Plan contract to the Council following approval by Department of General Services (DGS). The Delta Plan contract and all associated funding is now fully under the control of the Council.

At this time, the Council has completed negotiations with CH2M HILL for twelve (12) new task orders to provide assistance for preparation of the Delta Plan and the EIR by December 31, 2011. The total amount of the task orders signed on November 30, 2010 is \$6,446,083.57. The total amount of task orders signed with CH2M HILL is \$9,409,831.37 since the initiation of the contract, meaning that the work is being completed within our existing budget amount”.

Now that the full funding has been transferred from DWR to the Council, the Council will contract separately for additional work from ARCADIS, the independent Bay Delta Conservation Plan (BDCP) consultant. In addition, we have initiated interagency agreements for policy assistance for the Delta Plan and funding support to the Department of Parks and Recreation to prepare a proposal to expand the network of State recreation areas within the Delta (Section 85301(c)(1)). As the Delta Plan continues to be developed on schedule, it may be necessary to contract for additional assistance that was not initially anticipated. As these needs are identified, staff will bring them to the Council for discussion and action.

Fiscal Information

Work under this contract will be funded from the Infrastructure Bond Act of 2006, Proposition 84, California Safe Drinking Water, Quality and Supply, Flood Control, River and Coastal Protection Bond Act of 2006.

List of Attachments

Attachment 1: List of Task Orders for Delta Plan Contract
Attachment 2: Other Delta Plan Related Contracts

Contact

Terry Macaulay
Acting Deputy Executive Officer

Phone: (916) 445-5825